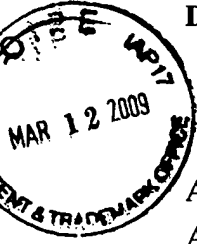


03/13/09

Express Mail Label No.: EM103214405US

Date of Deposit: March 12, 2009

Attorney Docket Number: 21465-508 UTIL



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application Number : 10/767,899 Confirmation No. 6163  
Applicants : Jan BERKA, *et al.*  
Filed : January 28, 2004  
TC/A.U. : 1637  
Examiner : David C. THOMAS  
Docket No. : 21465-508 UTIL  
Customer No. : 35437  
For : **BEAD EMULSION NUCLEIC ACID AMPLIFICATION**

**MAIL STOP AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the document listed on the attached modified Form PTO-1449 in the above-identified application, a copy of which is submitted herewith.

This Information Disclosure Statement is being filed after mailing of a First Action on the merits but before mailing of any Final Action or Notice of Allowance under 37 C.F.R. §§1.113 or 1.311, respectively. Accordingly, the fee of \$180 as set forth in 37 C.F.R. §1.17(p) is enclosed.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims. It is also respectfully requested that the Examiner initial, sign and date, and return a copy of the signed modified Form PTO-1449 with the next U.S. PTO communication, to evidence that the cited information has been fully considered by the U.S. Patent and Trademark Office during the examination of this application.

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**Applicants: Jan Berka, *et al.***  
**U.S.S.N.: 10/767,899**  
**Express Mail Label No.: EM103214405US**  
**Date of Deposit: March 12, 2009**

**Attorney Docket Number: 21465-508 UTIL**

By submitting this Supplemental Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

The order of presentation of the references should not be construed as an indication of the importance of the references. The Examiner is urged to form his/her own conclusion regarding the relevance of the cited information.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. **50-0311**, Reference No. **21465-508 UTIL**, Customer No. **35437**.

Respectfully submitted,

Date: March 12, 2009

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**TRANSMITTAL LETTER**

Transmitted herewith for filing in the present non-provisional patent application are the following documents:

1. Supplemental Information Disclosure Statement (2 pages);
2. Modified Form 1449/PTO (1 page);
3. Cited Reference C61;
4. Check No. 4819 for \$180.00 for IDS fee; and
5. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (212) 935-3000.

The Commissioner is authorized to charge any fees that may be due to the undersigned's account, Deposit Account No. No. 50-0311, Reference No. 21465-508 UTIL, Customer No. 35437.

Respectfully submitted,

Date: March 12, 2009

Michelle A. Iwamoto

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